

STATE OF MISSISSIPPI

OFFICE OF THE STATE AUDITOR STACEY PICKERING, AUDITOR



Legislative Update

Mississippi Municipal League
Biloxi, Mississippi
June 28, 2016

Presented By:
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Mississippi Office of the State Auditor

Stacey E. Pickering

Municipal Officials,

Welcome to today's seminar. It is our honor to present the following information and we hope you will find it both informative and helpful.

Our Technical Assistance Division is always available to answer any compliance related questions you may have. They can be contacted at 1-800-321-1275 or you can send an e-mail to tech@osa.ms.gov. Our website, www.osa.ms.gov, also includes resources that may be of assistance to you. In addition, if I can ever be of assistance to you personally, please do not hesitate in calling me.

As always, I appreciate your service to your municipality and to our state. You, along with your staff, serve in a very important role for the taxpayers of Mississippi.

Respectfully yours,

A handwritten signature in black ink, appearing to read "Stacey E. Pickering", with a long, sweeping horizontal line extending to the right.

Stacey E. Pickering
State Auditor

2016 LEGISLATIVE UPDATE – SELECTED BILLS

House Bill 110 (Effective July 1, 2016)

Clarifies that if you are on a four-lane divided highway and a school bus is stopped on the other side of the highway (going the other direction) to load or unload students, you are not required to stop.

House Bill 130 (Effective July 1, 2016)

The municipal clerk in a code charter municipality will be appointed by the governing board beginning July 1, 2017.

House Bill 137 (Effective July 1, 2016)

This amends Section 23-15-229 to authorize municipal governing authorities to pay up to an additional \$50 to clerks and managers in the polling places, and to compensate election managers who attend training.

House Bill 167 (Effective July 1, 2016)

If a municipality fails to send in their annual report, the Department of Revenue may withhold 10% of allocations and payments to the municipalities.

House Bill 298 (Effective July 1, 2016)

State assessments all go into the State General Fund.

House Bill 578 (Effective April 18, 2016)

This creates the See Something, Say Something Act.

House Bill 711 (Effective July 1, 2016)

This bill clarifies which courts have jurisdiction to revisit bonds that are excessive or insufficient.

House Bill 772 (Effective July 1, 2016)

This provides for counsel to represent indigent parents in youth court.

House Bill 786 (Effective April 15, 2016)

This creates the “Mississippi Church Protection Act.”

House Bill 809 (Effective July 1, 2016)

The Secretary of State will establish a secure website for registered electors to make changes to their voter registration.

House Bill 1151 (Effective July 1, 2016)

When the Department of Wildlife, Fisheries and Parks increases the nonresident license fees pursuant to Section 49-7-8, the resident fees will also increase.

House Bill 1289 (Effective July 1, 2016)

This requires law enforcement agencies to establish written policies and procedures for investigation of reports of missing children.

House Bill 1328 (Effective July 1, 2016)

This bill clarifies the authority of Justice Court Judges to expunge misdemeanor convictions.

House Bill 1361 (Effective July 1, 2016)

This clarifies who may administer a DUI test.

House Bill 1369 (Effective April 7, 2016)

This bill adds/removes certain drugs to the schedules of controlled substances.

House Bill 1381 (Effective July 1, 2016)

This provides for the licensure and registration of businesses that use a digital network to connect riders to drivers. (Uber)

House Bill 1410 (Effective May 3, 2016)

This creates the asset forfeiture task force.

House Bill 1523 (Effective July 1, 2016)

This creates the “Protecting Freedom of Conscience from Government Discrimination Act.”

House Bill 1529 (Effective July 1, 2016)

This bill provides requirements for appeal bonds to stay an execution of a judgment in a civil action.

Senate Bill 2081 (Effective January 1, 2016*)

This makes a technical correction to the Open Meetings Act.

*- “**SECTION 2.** This act shall take effect and be in force from and after January 1, 2016. It is the intent of the Legislature that this act apply retroactively.”

Senate Bill 2114 (Effective May 13, 2016)

This authorizes electronic filing of misdemeanor affidavits.

Senate Bill 2183 (Effective July 1, 2016)

This amends § 41-39-5 so that the board of supervisors *or the coroner* shall direct the burial or cremation of unclaimed dead bodies.

Senate Bill 2438 (Effective July 1, 2016)

All superintendents of school will be appointed from and after January 1, 2019.

Senate Bill 2362 (Effective July 1, 2016)

This is the Budget Transparency and Simplification Act.

Senate Bill 2468 (Effective July 1, 2016)

This amends Section 97-3-7 to provide that assault upon a member of the National Guard or U.S. armed forces, acting within the scope of his duties, is an aggravating circumstance for assault charges.

Senate Bill 2493 (Effective July 1, 2016)

This creates “The Supporting and Strengthening Families Act.”

Senate Bill 2527 (Effective April 13, 2016)

This makes some modifications to the “Right to Try Act,” which relates to certain persons eligible for treatment with an investigational drug, biological product or device.

Senate Bill 2533 (Effective July 1, 2016)

This revises the time for production of records furnished by third parties which contain trade secrets or confidential information.

Senate Bill 2541 (Effective May 12, 2016)

This bill regulates fantasy contests.

Senate Bill 2587 (Effective July 1, 2016)

This provides that no person shall serve in an interim or holdover capacity for more than 180 days after the term ends in an appointed position that is to be filled by appointment of the municipal governing body or mayor with board/council consent.

Senate Bill 2603 (Effective July 1, 2016)

This authorizes municipalities of 500 or less to change to a board of aldermen with 3 members instead of 5. (Election required)

Senate Bill 2684 (Effective July 1, 2016)

This amends Section 23-15-153 concerning compensation of **county** election commissioners, to authorize mileage on “election day” for use of a personal vehicle at the federal employee rate.

Senate Bill 2777 (Effective July 1, 2016)

This creates the DUI Information Exchange Improvement Advisory Committee to review and report to the Legislature on issues related to the exchange of DUI information, and the Mandatory Statewide Offense-Reporting System Task Force to review the use of offense reports and report to the Legislature.

Senate Bill 2778 (Effective October 1, 2016)

This modifies much of the DUI statutory language, including requiring the trial court to determine indigence and to require court clerks to immediately submit charging and disposition information to DPS.

Senate Bill 2799 (Effective October 1, 2016)

This authorizes the governing authorities of municipalities to lease the naming rights to municipal property to private commercial entities.

Senate Concurrent Resolution 611

This recognizes the 50th anniversary of the Mississippi Public Employees Credit union.